

Patent
Serial No. 09/932,103
Amendment in Reply to the Office Action of October 30, 2006

REMARKS/ARGUMENTS

This Amendment is being filed in response to the Office Action dated October 30, 2006. Reconsideration and allowance of the application in view of the amendments made above and the remarks to follow are respectfully requested.

Claims 1-24 are currently pending in the Application. Claims 1, 8, 15, 20 and 23 are independent claims.

Claims 1-24 are rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over U.S. Patent No. 6,751,392 (Zigmond) in view of U.S. Patent No. 6,018,768 to (Ullman).

Zigmond is directed to an interactive television where information from an information resource 301 may be displayed as a web page 308 along with television video 309 in a synchronized fashion as shown in FIG. 2. The information resource 301 may be present locally, for example, by storing a HTML webpage on local storage on the receiver unit. In a case wherein the information resource is not stored locally, the receiver uses the URI (Uniform Resource Identifier) to retrieve the information resource 301 from the Internet.

However, page 4, paragraph (d) of the Office Action states, and the Applicants explicitly agree, that, "Zigmond is silent on

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formatting the retrieved enhanced features or web pages to predetermined criteria to generate a content list."

Ullman is introduced to cure this deficiency in Zigmond. However, Ullman merely produces a URL list as the Applicants have argued twice previously (see, Amendment submitted on June 27, 2006, pages 12-14 and Amendment submitted on November 17, 2005, page 9, lines 18-22). Further, the Office Action on page 3, numbered paragraph 4, in a Response to Arguments section maintains that (emphasis added) "Ullman clearly discloses formatting the retrieved features according to predetermined criteria to generate a list." While a list of URL's may be generated by Ullman, it is respectfully submitted that this missing claim element, namely a content list, amongst other elements missing from Zigmond, is neither disclosed nor suggested by Ullman.

Ullman describes a system that creates a personalized list of URLs. Ullman states that "[t]he stream of URLs sent would depend on a user profile stored in the database 78 or the client software program 106 ..." (See, Ullman, Col. 7, lines 12-30) "[A]ctual retrieved Web pages 102, referenced by the URL, are optionally time stamped to be displayed on the computer screen when predetermined related video content is displayed in the video window ... Another

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section of the screen is also preferably used to represent an operational control panel. This control panel provides a list of the URLs that have been broadcast ... " (See, Ullman, Col. 8, lines 22-30.) As discussed previously, the list described in Ullman merely describes a URL list. While Zigmond may store content locally, Zigmond does not generate any list as previously discussed and admitted in the Office Action.

Further, Col. 8, lines 22-36, 41-67 and Col. 7, lines 12-30 of Ullman cited in the Office Action (page 6, lines 1-2 of the Office Action) do not address the deficiency in Zigmond, namely formatting the retrieved, enhanced features according to predetermined criteria to generate a content list as required by Claim 1 of the present system. However, the only lists discussed anywhere within the four corners of Ullman are related to a list of URLs. Therefore, Ullman cannot teach generating a content list because there is no content list disclosed or suggested in Ullman! While Ullman may utilize a URL list to retrieve features for display along with video information, Ullman does not format the retrieved, enhanced features according to predetermined criteria to generate a content list! The list of the present patent application is not

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merely a list of URLs but is a content list generated from the retrieved enhanced features.

Therefore, it is respectfully submitted that the method of Claim 1 is not anticipated or made obvious by the teachings of Zigmond, Ullman, and combination thereof. For example, Zigmond, Ullman, nor combinations thereof disclose or suggest, a method that amongst other patentable elements, comprises (illustrative emphasis provided) "(a) detecting incoming television signals from a plurality of sources for tag information identifying the source of said synchronized web simulcasts; (b) establishing a communication channel to the source of said synchronized web simulcasts; (c) retrieving a number of enhanced features from the source of said synchronized web simulcasts; (d) storing said retrieved enhanced features in a storage medium for subsequent retrieval; and, (e) formatting said retrieved, enhanced features according to predetermined criteria to generate a content list" as required by Claim 1, and as substantially required by each of Claims 8, 15, 20 and 23.

Based on the foregoing, the Applicants respectfully submit that independent Claims 1, 8, 15, 20 and 23 are patentable over Ullman and notice to this effect is earnestly solicited. Claims 2-

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7, 9-14, 16-19, 21, 22, 24 respectively depend from one of Claims 1, 8, 15, 20 and 23 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each of said claims. Accordingly, separate consideration of each of the dependent claims is respectfully requested.

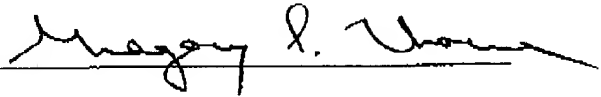
For example, Claim 2 recites (illustrative emphasis added) "further comprising the step of presenting said content list to a viewer" which is nowhere disclosed or suggested in Zigmond, Ullman or combinations thereof. Zigmond merely shows a website to the viewer and Ullman shows a personalized URL list, as discussed above, and therefore does not present any content list to a viewer. Accordingly, separate consideration and allowance of each dependent claim is respectfully requested.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

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Applicants have made a diligent and sincere effort to place this application in condition for immediate allowance and notice to this effect is earnestly solicited.

Respectfully submitted,

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